



Council/Agency Meeting Held: _____	City Clerk's Signature _____
Deferred/Continued to: _____	
<input type="checkbox"/> Approved <input type="checkbox"/> Conditionally Approved <input type="checkbox"/> Denied	
Council Meeting Date: February 2, 2009	Department ID Number: PD-09-01

## CITY OF HUNTINGTON BEACH REQUEST FOR CITY COUNCIL ACTION

**SUBMITTED TO:** HONORABLE MAYOR AND CITY COUNCIL MEMBERS

**SUBMITTED BY:** FRED A. WILSON, City Administrator 

**PREPARED BY:** KENNETH W SMALL, Chief of Police 

**SUBJECT:** APPROVAL OF THE RESOLUTION OF THE CITY OF HUNTINGTON BEACH INCREASING THE FINES FOR PARKING VIOLATIONS IN THE AMOUNT OF \$3.00 TO COVER THE INCREASE SET FORTH BY SB 1407.

Statement of Issue, Funding Source, Recommended Action, Alternative Action(s), Analysis, Environmental Status, Attachment(s)
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**Statement of Issue:** Should the City Council of the City of Huntington Beach increase the fine for parking violations in the amount of \$3.00 to cover the increase in surcharges required by the State of California (SB 1407)?

**Funding Source:** No impact

*RESOLUTION No. 2009-07*

**Recommended Action:** Motion to: Approve a Resolution of the City Council of the City of Huntington Beach, California, adopting an amended uniform bail schedule for parking violations.

**Alternative Action(s):** Do not approve a Resolution of the City Council of the City of Huntington Beach, California, adopting an amended uniform bail schedule for parking violations.

## REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: February 2, 2009

DEPARTMENT ID NUMBER: PD-09-01

**Analysis:** The Trial Court Facilities Act of 2002 established the State Court Facilities Construction Fund and provides that monies in that fund may be used to acquire, rehabilitate, construct or finance court facilities, as defined, and to implement trial court projects in designated counties, as specified. SB 1407 extends the purposes for which monies in that fund may be used to include the planning, design, construction, rehabilitation, replacement, leasing, or acquisition of court facilities.

Prior to January 1, 2009, for every parking offense where a parking penalty, fine or forfeiture is imposed, an added State Court Construction penalty of one dollar fifty cents (\$1.50) was included in the total penalty. Effective January 1, 2009, SB 1407 increased the Courthouse Construction surcharge by three dollars (\$3.00) to a total fee of four dollars and fifty cents (\$4.50). This surcharge increase applies only to citations issued on or after January 1, 2009. Monies collected shall be taken from fines and forfeitures deposited with the County Treasurer prior to any division of funds to the City of Huntington Beach pursuant to Section 1462.3 or 1463.009 of the California Penal Code.

An increase of our city's current parking fines by three dollars (\$3.00) will off-set the projected reduction of revenue created by SB 1407. We are requesting this increase to off-set the increased surcharge already in effect.

Using December 2008 as an example, the total penalty assessment was \$28,585.00 paid to the County Treasurer. The surcharge increase of \$3.00 per citation would have increased our monthly assessment to \$44,209.00, an increase of \$15,624.00.

**Strategic Plan Goal:** Provide quality public services with the highest professional standards to meet community expectations and needs, assuring that the city is sufficiently staffed and equipped overall.

**Environmental Status:** Not applicable.

**Attachment(s):**

City Clerk's Page Number	No.	Description
3	1.	A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON BEACH, CALIFORNIA, ADOPTING AN AMENDED UNIFORM BAIL SCHEDULE FOR PARKING VIOLATIONS 2009-07

# ATTACHMENT 1

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RESOLUTION NO. 2009-07

A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF HUNTINGTON BEACH, CALIFORNIA, ADOPTING  
AN AMENDED UNIFORM BAIL SCHEDULE FOR PARKING VIOLATIONS

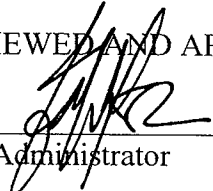
WHEREAS, *Vehicle Code* section 40203.5 requires local governing bodies to establish a schedule of parking penalties for parking violations.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council of the City of Huntington Beach, California, pursuant to the aforesaid authority, does hereby rescind Resolution 6632 and adopts the Uniform Bail Schedule for parking violations, attached hereto as **Exhibit "A."**

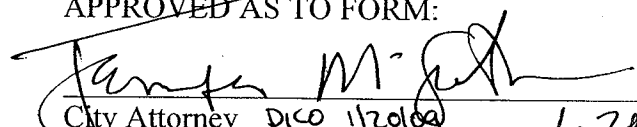
PASSED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on the \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Mayor

REVIEWED AND APPROVED:

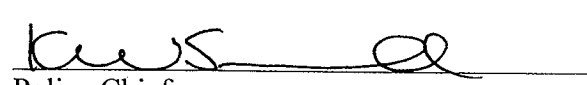
  
\_\_\_\_\_  
City Administrator

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney *Dico 1/20/09*

*1-20-09*

INITIATED AND APPROVED:

  
\_\_\_\_\_  
Police Chief

*1-20-09*

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CITY OF HUNTINGTON BEACH

UNIFORM BAIL SCHEDULE FOR PARKING VIOLATIONS

CODE	SECTION	DESCRIPTION	BAIL
10.24.020	HBMC	NO TRUCK PARKING	49.00
10.40.030	HBMC	PARKING IN PARKWAY	39.00
10.40.050(c)	HBMC	NO PARKING, SIGNS PSTD/RED CURB	58.00
10.40.050(d)	HBMC	STREET SWEEPING	41.00
10.40.060	HBMC	72 HOUR VIOLATION	39.00
10.40.080	HBMC	REPAIRING VEHICLE ON STREET	49.00
10.40.100(b)	HBMC	PARKING ADJACENT TO SCHOOLS	49.00
10.40.110(b)	HBMC	PARKING/NARROW STREETS	49.00
10.40.115	HBMC	BLOCKING ACCESS WAYS	39.00
10.40.125	HBMC	VEHICLE PARKED FOR SALE	36.00
10.40.170	HBMC	EMERGENCY PARKING SIGNS	49.00
10.40.200(a)	HBMC	DIAGONAL PARKING	39.00
10.40.230(b)	HBMC	PARKING SPACE MARKINGS	39.00
10.40.240(b)	HBMC	NO STOPPING ZONE	40.00
10.44.010	HBMC	24 MIN PRKG RESTRICTED HRS	39.00
10.44.020	HBMC	12 OR 24 MINUTE PARKING	39.00
10.44.030	HBMC	1 HOUR PARKING	39.00
10.44.040	HBMC	2 HOUR PARKING	39.00
10.44.060(a)	HBMC	OVERSIZED VEHICLE PARKING	79.00
10.44.060(b)	HBMC	OVERSIZED VEHICLE 96" x 96"	79.00
10.44.060(e)	HBMC	NON MOTORIZED VEHICLES	79.00
10.44.060(f)	HBMC	RV OVER 20 FT PKD IN RES AREA	79.00
10.44.065(a)	HBMC	OVERSIZED OVER 24 HOURS	39.00
10.45.065(d)	HBMC	UNATTACHED NON-MOTORIZED	79.00
10.45.070	HBMC	ARTERIAL HIGHWAYS	79.00
10.44.080	HBMC	RV PKD OVERNIGHT COMM AREA	79.00
10.48.050(c)	HBMC	WHITE CURB	39.00
10.48.070	HBMC	3 MINUTE PARKING	24.00
10.48.090	HBMC	YELLOW CURB	39.00
10.48.100	HBMC	PASSENGER LOADING ZONE	39.00
10.48.105	HBMC	3 MINUTE ZONE	39.00
10.48.110	HBMC	ALLEY PARKING	49.00
10.48.130	HBMC	MORNING PARKING RESTRICTION	39.00
10.48.150	HBMC	EXTENDED LOADING TIME	39.00
10.52.010(a)	HBMC	DESIGNATED SPACE	39.00
10.52.010(c)	HBMC	OBSTRUCTING ENTRANCE	39.00
10.52.010(d)	HBMC	NO PARKING/SIGNS POSTED	39.00
10.52.010(f)	HBMC	RESERVED PARKING	39.00

10.64.060	HBMC	OUT OF SPACE/METERED AREA	39.00
10.68.010	HBMC	FAILURE TO ACTIVATE METER KNOB	39.00
10.68.015	HBMC	PARKING INOPERABLE METER	39.00
10.68.020	HBMC	EXPIRED METER/BUSINESS	45.00
10.68.030	HBMC	EXPIRED METER/RESIDENTIAL	45.00
10.68.040	HBMC	EXPIRED METER/RECREATIONAL	45.00
10.68.060	HBMC	SLUGS IN METERS	74.00
13.08.280	HBMC	UNAUTHORIZED VEHICLES	39.00
13.08.300(b)	HBMC	NO PRKG 10PM-5AM EXCEPT BY PRMT	39.00
13.08.300(k)	HBMC	RESERVED PARKING	39.00
13.28.040	HBMC	FAILURE TO PAY CAMPING FEES	79.00
13.28.080	HBMC	VACATE CAMPSITE PRIOR TO 12PM	39.00
13.28.270	HBMC	PARKED AT RESERVED CAMP SITE	39.00
13.28.280	HBMC	BEACH LOT/COMMERCIAL VEHICLE	39.00
13.48.060	HBMC	VEHICLES IN PARK	49.00
21113(a)	CVC	PUBLIC GROUNDS	52.00
21211	CVC	BLOCKING BIKE LANE	37.00
22500.1	CVC	FIRE LANE PARKING	74.00
22500(a)	CVC	PARKED IN INTERSECTION	52.00
22500(b)	CVC	CROSSWALK	52.00
22500(e)	CVC	DRIVEWAY	52.00
22500(f)	CVC	SIDEWALK	52.00
22500(h)	CVC	DOUBLE PARKED	52.00
22500(i)	CVC	BUS ZONE	52.00
22500(k)	CVC	BRIDGE	52.00
22500(l)	CVC	BLKING/ON HANDICAPPED RAMP	52.00
22502(a)	CVC	CURB PARKING	52.00
22502(e)	CVC	ONE WAY PARKING	52.00
22505(a)	CVC	NO PARKING	52.00
22505(b)	CVC	NO PKG/SIGNS PSTD/STATE HIWAY	52.00
22507.8(a)	CVC	PARKING HANDICAPPED SPACE	353.00
22507.8(c)(2)	CVC	PKG IN HANDICAPPED HASHMARKS	353.00
22514	CVC	FIRE HYDRANT	52.00
22515	CVC	UNATTENDED VEHICLE	52.00
22522	CVC	HANDICAPPED RAMP	52.00
22526(a)	CVC	ANTI GRIDLOCK	53.00
231.02(E)(1)	HBMC	PKG ON FRONT LAW PROHIBITED	53.00
4000(a)(1)	CVC	EXPIRED REG - \$10 W/PRF CORR	63.00
5200	CVC	TWO LIC. PLATES REQ/SHOW PROOF	0.00
5204	CVC	MO/YR TABS REQ - \$10 W/PRF	28.00